

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Office of the Provost Marshal General.

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943.

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified. Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.

ROUTINE USES: The Routine Uses that appear at the beginning of the Army's A0190-45 OPMG, Military Police Reporting Program Records (MPRP) system of record notice may apply to this system.

DISCLOSURE: Voluntary, although without the SSN collection, law enforcement records could not be accurately retrieved and the probability of misidentifying an individual would increase significantly.

1. CONTROL INFORMATION

Thru:	USACRC Number: 024899	
To: Commander USAARMC Fort Knox, KY 40121	MP Report Number: 00030-2007-CID339	
	Sub-Installation: AE09333DC	
Referred By: (b)(3) (b)(6) (b)(7)(C)	Referral Date: 2008/09/12	Suspense Date: 2008/10/27

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block 1) for all cases referred to commanders. "Sub-Installation" (Block 1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. OFFENDER INFORMATION

Last Name: Bjork	Cadency:	
First Name: Carl	Grade: O3	
Middle Name: August	SSN or ID Number: (b)(3) (b)(6) (b)(7)(C)	Date of Birth: (b)(3) (b)(6) (b)(7)(C)

3. REFERRAL INFORMATION

No.	Offense	Basis	Date	Commander Decision Date: 2010/05/12	
1	False Official Statement [5M3A]	, UCMJ	2007/05/16	Sexual Harassment: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Action Taken: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
				Reason: Suspect Being Prosecuted on Other Charges	
2	Aggravated Assault [5C1A]	, UCMJ	2006/01/15	Sexual Harassment: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Action Taken: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
				Reason: Suspect Being Prosecuted on Other Charges	
3	FAILURE TO REPORT [5Y2B0]	, UCMJ	2006/09/30	Sexual Harassment: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Action Taken: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
				Reason: Suspect Being Prosecuted on Other Charges	
4	Breach of Laws of War [5H7]	, UCMJ	2006/09/30	Sexual Harassment: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Action Taken: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
				Reason: Suspect Being Prosecuted on Other Charges	

3. REFERRAL INFORMATION (Continued)				
No.	Offense	Basis	Date	Commander Decision Date: 2010/05/12
5	Murder [5H1A]	UCMJ	2006/09/30	Sexual Harassment: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Action Taken: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Reason: Accepted
6	Conspiracy [5X1]	UCMJ	2006/09/30	Sexual Harassment: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Action Taken: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Reason: Suspect Being Prosecuted on Other Charges
7	Release Prisoner Without Proper Authority [5S1C]	UCMJ	2006/09/30	Sexual Harassment: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Action Taken: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Reason: Suspect Being Prosecuted on Other Charges
				Sexual Harassment: <input type="checkbox"/> Yes <input type="checkbox"/> No Action Taken: <input type="checkbox"/> Yes <input type="checkbox"/> No Reason:
				Sexual Harassment: <input type="checkbox"/> Yes <input type="checkbox"/> No Action Taken: <input type="checkbox"/> Yes <input type="checkbox"/> No Reason:
				Sexual Harassment: <input type="checkbox"/> Yes <input type="checkbox"/> No Action Taken: <input type="checkbox"/> Yes <input type="checkbox"/> No Reason:

NOTE: For each Offense marked "NO" for "Action Taken", you must supply a Reason.
 If "Action Taken" is "Yes" for any Offense, continue to Block 4 and choose the highest level. If you selected "Action Taken" "No" for ALL Offenses, go directly to "Commander's Remarks" (Block 10a) to expand on your Reasons, then sign, date and return the form to the agent specified in "Referred By" (Block 1).

4. ACTION TAKEN		
<input type="checkbox"/> Administrative Non-Adverse Referrals Adverse Personnel Actions	<input type="checkbox"/> Non-Judicial (Article 15) <i>(see details below)</i>	<input checked="" type="checkbox"/> Judicial Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one) : <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Summarized <input type="checkbox"/> Company Grade <input type="checkbox"/> Field Grade <input type="checkbox"/> Principal Assistant </div> <div style="width: 45%;"> <input type="checkbox"/> GCMCA Imposed <input type="checkbox"/> General Officer Imposed </div> </div>	Judicial Punishment Authority (select one) : <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Summary Court Martial <input type="checkbox"/> Civilian Criminal/Magistrate Jurisdiction: If Other: </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> General Court Martial <input type="checkbox"/> Special Court Martial </div> </div>
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5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome				
No.	Charged Offense	Plea	Finding Offense	Trial/NJP Finding
1	Murder [5H1K]	Not Guilty	Negligent Homicide [5H4A]	Guilty

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion **TRIAL/NJP FINDING:** DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (Continued)				
No.	Charged Offense	Plea	Finding Offense	Trial/NJP Finding

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion **TRIAL/NJP FINDING:** DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. ADMINISTRATIVE ACTIONS								
Non-Adverse:				Adverse:				
Agency	Date Referred	Date Responded	Date Imposed	Type of Action	Oral	Written Local	Written OMPF	
Family Advocacy				Counseling/Concern	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Drug/Alcohol Abuse			2010/05/12	Reprimand	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Special Referral				Censure	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Equal Opportunity				Admonition	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Legal Office								
Mental Health								
Relief Agency								
Adverse:								
Date Imposed		Description						
		Withholding of Privileges						
		Adverse Performance Evaluation (OER/NCOER/Academic Report)						
		Relief for Cause (OER/NCOER)						
		Mandatory Reassignment						
		Transfer (such as rehabilitative)						
		Adverse Record Entry - Flag						
		Bar to Reenlistment						
		Withholding of Promotion						
		Delay of Promotion						
		Promotion Revocation						
		Clearance Revocation						
		Control Roster (downgrade of clearance, PRP reclassification)						
		Resignation						
		Retirement						
		Retirement at Lower Grade		From:			To:	
		Transfer to Inactive Reserve						
		Military Occupational Specialty Reclassification						
		Civilian Debarment		Duration:	<input type="text"/>	Days	<input type="text"/>	Months
					<input type="text"/>	Years	<input type="text"/>	Life

6. ADMINISTRATIVE ACTIONS (Continued)													
Adverse: (Continued)													
Date Imposed	Description												
	Civilian Job Termination												
	Civilian Job Suspension				Duration:	<input type="text"/>	Days	<input type="text"/>	Months	<input type="text"/>	Years		
	Civilian Leave Without Pay				Duration:	<input type="text"/>	Days	<input type="text"/>	Months	<input type="text"/>	Years		
	Loss of Warrant												
	Voluntary Disclosure												
	Restitution (to US Government)				Amount US\$:								
	Restitution (to third party Non-US Government)				Amount US\$:								
	Civil-Civil Action Initiation												
	Other (return to States, etc.)												
	Contract Suspension				Duration:	<input type="text"/>	Days	<input type="text"/>	Months	<input type="text"/>	Years		
	Contract Termination												
	Cost Adjustment				Amount US\$:								
	Bid Rejection												
	Recoupment				Amount US\$:								
	Denial of Continuation												
	Other Contract Action												
7. DETAILS OF ADMINISTRATIVE SEPARATION													
Date Imposed:			Regulation:			Chapter:							
Characterization:								Effective Date:					
NOTE: Proceed to Commander's Remarks (Block 10a) if you chose Administrative Action in Block 6 or 7.													
8. NON-JUDICIAL/JUDICIAL SANCTIONS													
Date Adjudged	Sanction												
	Fine		Amount US\$:										
2010/05/12	Forfeiture		Amount US\$: 1500.00		Duration: 12	<input type="text"/>	Days	<input checked="" type="checkbox"/>	Months				
	Extra Duty		Days:										
	Restriction		Days:										
	Correctional Custody		Days:										
	Confinement				Duration:	<input type="text"/>	Days	<input type="text"/>	Months	<input type="text"/>	Years	<input type="text"/>	Life
	Bad Conduct Discharge		Effective Date:										
	Dishonorable Discharge		Effective Date:										
	Reduction in Grade				From:	To:							
	Probation				Duration:	<input type="text"/>	Days	<input type="text"/>	Months	<input type="text"/>	Years		
	Special Assignment				Duration:	<input type="text"/>	Days	<input type="text"/>	Months	<input type="text"/>	Years		
	Total Forfeiture (all pay/allowance)				Duration:	<input type="text"/>	Days	<input type="text"/>	Months	<input type="text"/>	Years	<input type="text"/>	Life
	Death Sentence												
	Civil Recovery		Amount US\$:										
	Civil Award		Amount US\$:										
	Dismissal (Officer Only)		Effective Date:										
	Domestic Violence				Yes:	<input type="text"/>	No:	<input type="text"/>					
	Prohibited From Firearm Possession/Use IAW 18 U.S. Code Section 922(g)				Yes:	<input type="text"/>	No:	<input type="text"/>					

9. SUSPENDED SANCTIONS	
Were Any Sanctions Suspended? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No NOTE: If no sanctions were suspended, proceed to "Commander's Remarks" (Block 10a).	
Suspended Sanction	Suspended Sanction Information
Fine	Date Suspended: _____ Suspension Duration: <input type="text"/> Days <input type="text"/> Months <input type="text"/> Years <input type="text"/> Life <input type="text"/> Undetermined
	Suspended Portion US\$: _____
	Suspension Conditions: _____
Forfeiture	Date Suspended: _____ Suspension Duration: <input type="text"/> Days <input type="text"/> Months <input type="text"/> Years <input type="text"/> Life <input type="text"/> Undetermined
	Suspended Portion US\$: _____ Suspended Portion Time: <input type="text"/> Days <input type="text"/> Months
	Suspension Conditions: _____
Extra Duty	Date Suspended: _____ Suspension Duration: <input type="text"/> Days <input type="text"/> Months <input type="text"/> Years <input type="text"/> Life <input type="text"/> Undetermined
	Suspended Portion Time: <input type="text"/> Days <input type="text"/> Months
	Suspension Conditions: _____
Restriction	Date Suspended: _____ Suspension Duration: <input type="text"/> Days <input type="text"/> Months <input type="text"/> Years <input type="text"/> Life <input type="text"/> Undetermined
	Suspended Portion Time: <input type="text"/> Days
	Suspension Conditions: _____
Correctional Custody	Date Suspended: _____ Suspension Duration: <input type="text"/> Days <input type="text"/> Months <input type="text"/> Years <input type="text"/> Life <input type="text"/> Undetermined
	Suspended Portion Time: <input type="text"/> Days
	Suspension Conditions: _____
Confinement	Date Suspended: _____ Suspension Duration: <input type="text"/> Days <input type="text"/> Months <input type="text"/> Years <input type="text"/> Life <input type="text"/> Undetermined
	Suspended Portion Time: <input type="text"/> Days <input type="text"/> Months <input type="text"/> Years <input type="text"/> Life
	Suspension Conditions: _____
Reduction in Grade	Date Suspended: _____ Suspension Duration: <input type="text"/> Days <input type="text"/> Months <input type="text"/> Years <input type="text"/> Life <input type="text"/> Undetermined
	Suspension Conditions: _____
Probation	Date Suspended: _____ Suspension Duration: <input type="text"/> Days <input type="text"/> Months <input type="text"/> Years <input type="text"/> Life <input type="text"/> Undetermined
	Suspended Portion Time: <input type="text"/> Days <input type="text"/> Months <input type="text"/> Years <input type="text"/> Life <input type="text"/> Undetermined
	Suspension Conditions: _____
Special Assignment	Date Suspended: _____ Suspension Duration: <input type="text"/> Days <input type="text"/> Months <input type="text"/> Years <input type="text"/> Life <input type="text"/> Undetermined
	Suspended Portion Time: <input type="text"/> Days <input type="text"/> Months
	Suspension Conditions: _____
Total Forfeiture	Date Suspended: _____ Suspension Duration: <input type="text"/> Days <input type="text"/> Months <input type="text"/> Years <input type="text"/> Life <input type="text"/> Undetermined
	Suspended Portion Time: <input type="text"/> Days <input type="text"/> Months <input type="text"/> Years <input type="text"/> Life
	Suspension Conditions: _____
Civil Recovery	Date Suspended: _____ Suspension Duration: <input type="text"/> Days <input type="text"/> Months <input type="text"/> Years <input type="text"/> Life <input type="text"/> Undetermined
	Suspended Portion US\$: _____
	Suspension Conditions: _____
Civil Award	Date Suspended: _____ Suspension Duration: <input type="text"/> Days <input type="text"/> Months <input type="text"/> Years <input type="text"/> Life <input type="text"/> Undetermined
	Suspended Portion US\$: _____
	Suspension Conditions: _____
Administrative Separation	Date Suspended: _____ Suspension Duration: <input type="text"/> Days <input type="text"/> Months <input type="text"/> Years <input type="text"/> Life
	Suspension Conditions: _____

10a.

Commander's Remarks

Adjudged Guilty of two (2) counts of Negligent Homicide and one (1) count of Reckless Endangerment on 12 May 2010.

Sentence was adjudged on 12 May 2010. The accused was sentenced to be reprimanded and to forfeit \$1,500.00 pay per month for 12 months.

A copy of GENERAL COURT-MARTIAL ORDER NUMBER 4 signed by LTC (b)(6) (b)(7)(C) JA, Chief, Criminal Law Division, Headquarters, I Corps, Joint Base Lewis-McChord, WA 98433 by command of Lieutenant General (b)(6) (b)(7)(C) is attached.

This order was received 17 Nov 2010 by (b)(3) (b)(6) (b)(7)(C), (b) (7)(E)

Checked box indicates that Commander's Remarks continue on the following page. ☐

11.

COMMANDING OFFICER OR REPORTING OFFICER

Was a DNA sample collected from the offender?



Yes



No

Name:

(b)(3) (b)(6) (b)(7)(C)

Grade:

(b)(3) (b)(6) (b)(7)(C)

Official E-Mail Address:

(b)(3) (b)(6) (b)(7)(C), (b) (7)(E)

Signature

(b)(3) (b)(6) (b)(7)(C)

Signature Date:

2010/05/12

